

## PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail**

**Mail Stop ISSUE FEE**  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, Virginia 22313-1450**  
**or Fax (703) 746-4000**

**INSTRUCTIONS:** This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

28584

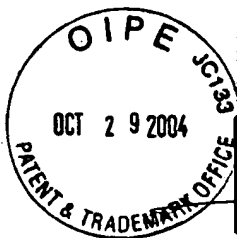
7590

08/12/2004

**STALLMAN & POLLOCK LLP**  
**SUITE 2200**  
**353 SACRAMENTO STREET**  
**SAN FRANCISCO, CA 94111**

11/01/2004 MBERHE1 00000079 10658176

01 FC:2501 685.00 OP  
 02 FC:1504 300.00 OP  
 03 FC:1504 300.00 OP

**Certificate of Mailing or Transmission**

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

Georgia K. Stith (Depositor's name)  
 Georgia K. Stith (Signature)  
 October 26, 2004 (Date)

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 10/658,176      | 09/09/2003  | Jon Opsal            | TWI-12030           | 3341             |

TITLE OF INVENTION: CRITICAL DIMENSION ANALYSIS WITH SIMULTANEOUS MULTIPLE ANGLE OF INCIDENCE MEASUREMENTS

| APPLN. TYPE    | SMALL ENTITY | ISSUE FEE              | PUBLICATION FEE | TOTAL FEE(S) DUE       | DATE DUE   |
|----------------|--------------|------------------------|-----------------|------------------------|------------|
| nonprovisional | YES          | <del>\$665</del> \$685 | \$300           | <del>\$965</del> \$985 | 11/12/2004 |

| EXAMINER               | ART UNIT | CLASS-SUBCLASS |
|------------------------|----------|----------------|
| ROSENBERGER, RICHARD A | 2877     | 356-625000     |

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.  
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,  
 (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 Stallman &amp; Pollock LLP

2 \_\_\_\_\_

3 \_\_\_\_\_

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

THERMA-WAVE, INC.

1250 Reliance Way, Fremont, CA 94539

Please check the appropriate assignee category or categories (will not be printed on the patent); ☐ individual ☒ corporation or other private group entity ☐ government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee  
☒ Publication Fee (No small entity discount permitted)  
☒ Advance Order - # of Copies 5

4b. Payment of Fee(s):

- ☒ A check in the amount of the fee(s) is enclosed.  
☐ Payment by credit card. Form PTO-2038 is attached.  
☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 50-1703 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is not claiming SMALL ENTITY status. See, e.g., 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

(Authorized Signature)

(Date)

Michael A. Stallman (Reg. No. 29,444)

10/25/04

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMIT THIS FORM WITH FEE(S)



PATENT

-1-

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Jon Opsal et al.

Application No.: 10/658,176

Filed: September 9, 2003

For: CRITICAL DIMENSION ANALYSIS WITH  
SIMULTANEOUS MULTIPLE ANGLE OF  
INCIDENCE MEASUREMENTS

Confirmation No.: 3341

Group Art Unit: 2877

Examiner: Richard A. Rosenberger

**SUBMISSION OF ISSUE FEE**

353 Sacramento Street, Suite 2200  
San Francisco, CA 94111  
(415) 772-4900

M/S ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited  
with the United States Postal Service as First Class Mail in an  
envelope, addressed to: Commissioner for Patents, P.O.  
Box 1450, Alexandria, VA 22313-1450 on Oct. 26, 2004  
STALLMAN & POLLOCK LLP

Dated: 10/26/04

By: Georgia K. Stith

Georgia K. Stith

Per the Notice of Allowance and Issue Fee Due which was mailed August 12, 2004,  
enclosed for filing in the above-captioned case are form PTOL-85b and a check for \$1,000.00 to  
cover the issue fee of \$685.00, the publication fee of \$300.00 and the payment of \$15.00 for  
ordering five (5) advanced copies of the patent upon issuance.

The Commissioner is hereby authorized to charge any deficiency in the fees filed,  
asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in  
this application by this firm) to our Deposit Account No. 50-1703, under Order No. TWI-12030.

**A duplicate copy of this sheet is enclosed.**

Respectfully submitted,

STALLMAN & POLLOCK LLP

Dated: 10/25/04

By: Michael A. Stallman

Michael A. Stallman  
Reg. No. 29,444

Attorneys for Applicant(s)

Atty Docket No.: TWI-12030